IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIRST DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 1803 of 1998

Between:

K. V.Satyavardhana Rao s/o. Late Hanumaiah
Properties & Social Service, R/o. Vijayawada.

..... PETITIONER

AND

Vijayawada Municipal Corporation rep. by its Commissioner
Jawaharlal Nehru Building, Vijayawada - 1.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondent Corporation in alienating the open space earmarked for a public purpose in the approved layout bearing No. 50/81 of Bhavanipiram of Vijayawada Municipal Corporation as illegal and ultravires to the provisions of Hyderabad Municipal Corporation Act which is made applicable to the Vijayawada Municipal Corporation besides being arbitrary and violative of Art.14 of the Constitution of India.

For the Petitioner: MR.V.S.R.ANJANEYALU, Advocate

For the Respondent: MR.T.S.VENKATA RAMANA, SC FOR MUNICIPAL CORPORATION OF VIJAYAWADA

The Court made the following :

ORDER:

When the matter came up last occasion i.e. on 14-02-2005, at the request of the learned counsel for the petitioner, this Court granted adjournment for one week finally, making it clear that no further adjournment should be given. When the matter came up today, a representation had been made on behalf of the learned counsel for the petitioner to grant one more week's time, and this Court passed over the matter for the appearance of the learned counsel. When the matter is again called at 2.15 p.m., the counsel for the petitioner has not turned up and now again on his behalf, a request for adjournment is sought to be made, which is rejected.

Since the counsel for the petitioner is not showing any interest in prosecuting the matter, the writ petition is dismissed for non-prosecution. No costs.

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N.V. RAMANA, J

Date: 01-03-2005

Svv

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Commissioner, Vijayawada Municipal Corporation,
Jawaharlal Nehru Building, Vijayawada - 1.

2. Two CD copies

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